

AFFIDAVIT OF NON-SERVICE

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|--|---|--|-----------------|
| Case: 9:20-cv-1413 (TJM/ML) | Court: UNITED STATES DISTRICT COURT NORTHERN DISTRICT | County: Onondaga, NY | Job: 5261717 |
| Plaintiff / Petitioner: The Estate of Joseph P. King, } by and through its administrator } Ad Prosequendum, Amy King, } and Amy King, in her own right, | | Defendant / Respondent: Joseph Ward, Superintendent } of Mid-State Correctional Facility (NY), } in his individual capacity; John Does } Corrections Officers (1- 10, fictitious } COMPLAINT individuals), in their individual capacities; } Jami Palladino, Mid-State Social } JURY TRIAL DEMANDED Worker, in her individual capacity; Hal } Meyers, Mid- State Chief Mental Health } Counselor, in his individual capacity; } Anthony J. Annucci, Acting Commissioner, } State of New York Department of } Corrections, in his individual capacity; and } Marie T. Sullivan, MD, Commissioner, } State of New York Department of Mental } Health, in her individual capacity. | |
| Received by: JP Process Serving | For: LENTO LAW GROUP | | |
| To be served upon: Hal Meyers, Mid-State Chief Mental Health). | | | |

I, JAKEEM PENN, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name / Address: Hal Meyers, Mid-State Chief Mental Health)., PLACE OF EMPLOYMENT: 9005 OLD RIVER RD, MARCY, NY 13403
Manner of Service: Unsuccessful Attempt
Documents: COMPLAINT, JURY TRIAL DEMAND

Additional Comments:

1) Unsuccessful Attempt: Jan 18, 2021, 12:19 pm EST at PLACE OF EMPLOYMENT: 9005 OLD RIVER RD, MARCY, NY 13403
 No one is in the office today.

2) Unsuccessful Attempt: Jan 19, 2021, 12:48 pm EST at PLACE OF EMPLOYMENT: 9005 OLD RIVER RD, MARCY, NY 13403
 He is a supervisor but doesn't work solely at this facility. He goes from facility to facility. He may be at this location on Friday. But I was told I'd be better off finding them at home. Haven't been able to find a home address.

Fees: \$35.00

JAKEEM PENN
JP Process Serving
P.O. BOX 105
UTICA, NY 13503
315-542-6115

2/1/21

Date

Subscribed and sworn to before me by the affiant who is personally known to me.

Notary Public

Date

Commission Expires

BRENT WHITTINGTON
Notary Public, State of New York
Reg. No. 01WH6124415
Qualified in Oneida County
Commission Expires March 28, 2021

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 9:20-cv-01413-TJM-ML

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) Hal Myers
was received by me on (date) January 14, 2021.

I personally served the summons on the individual at (place)

on (date) _____ ; or

I left the summons at the individual's residence or usual place of abode with (name)

, a person of suitable age and discretion who resides there,

on (date) _____ , and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) _____ , who is

designated by law to accept service of process on behalf of (name of organization)

on (date) _____ ; or

I returned the summons unexecuted because P.O.E and Local Residence Not Valid

Other (specify): I mailed a copy to the individual's last known address as pursuant to rules of service as required.

My fees are \$ 35.00 for travel and \$ 0.00 for services, for a total of \$ 35.00.

I declare under penalty of perjury that this information is true.

Date: 2/4/21



Server's signature

Dakeem Dean SR Server
Printed name and title

500 Seneca St Utica NY 13503
Suirios Server's address

Additional information regarding attempted service, etc: